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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONDRA J. HAYES,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of
Social Security,

Defendant.

CIVIL NO. C-06-05720 WHA

STIPULATION AND ORDER OF REMAND

IT IS HEREBY STIPULATED by the undersigned for the respective parties, subject to the approval of the Court, that this action be remanded to the Defendant, Commissioner of Social Security, pursuant to sentence four of 42 U.S.C. § 405(g) for further proceedings. The purpose of the remand is to offer Plaintiff a new hearing and decision.

Upon remand, the Office of Disability Adjudication and Review (ODAR) will vacate the prior decision of the Commissioner and remand this case to an Administrative Law Judge (ALJ) with an order to provide Plaintiff with a new hearing and the opportunity to present new evidence. ODAR will direct the ALJ to update the record by obtaining Plaintiff's updated treating source records; and if necessary the ALJ may obtain a consultative psychiatric examination. If necessary, the ALJ may also obtain evidence from a medical expert to assist in determining the severity of the claimant's alleged

1 mental impairment.

2 Respectfully submitted,

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4 Dated: March 22, 2007

/s/ Harvey P. Sackett
(As authorized via facsimile)
HARVEY P. SACKETT
Attorney for Plaintiff

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7 SCOTT N. SCHOOLS
United States Attorney
8 LUCILLE GONZALES MEIS
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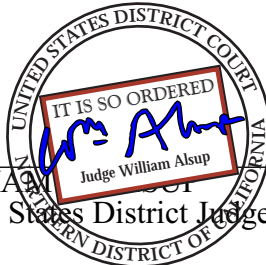
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10 Dated: March 22, 2007

/s/
SARAH RYAN
Special Assistant United States Attorney

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14 ORDER

15 PURSUANT TO STIPULATION, IT IS SO ORDERED that this action is reversed and
16 remanded to the Commissioner of Social Security, pursuant to sentence four of 42 U.S.C. § 405(g) for
17 further proceedings.

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19 Dated: April 2, 2007

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WILLIAM ALSUP
United States District Judge

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONDRA J. HAYES,

Plaintiff,

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MICHAEL J. ASTRUE,
Commissioner of
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Defendant.

CIVIL NO. C-06-05720 WHA

[PROPOSED] JUDGMENT

IT IS HEREBY ADJUDGED that the agency's final decision is reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g). The Commissioner of Social Security shall assume jurisdiction to conduct further administrative proceedings as set forth in the parties' Stipulation of Remand, filed herein. This constitutes a final judgment under Fed. R. Civ. P. 58.

Dated: April 2, 2007

WILLIAM H. ALSUP
United States District Judge

